IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.7259 OF 2005

Shri Ghanshyam Tukaram Gavali, .. Petitioner
Vs
State of Maharashtra & ors. .. Respondents

Mr P.G.Kharat, for the petitioner.
Ms Neeta Karnik for R.Nos 3 & 5.
Mr C.R.Sonawane for R.Nos 1 and 2.
None for respondent nos 4,6,and 7.

CORAM : V.G.PALSHIKAR, Ag.C.J., &
D.B.BHOSALE,J.
DATE : 16.11.2005.
PC:

1. By this petition, the petitioner has challenged the communication dated 5.9.2005, by which the petitioner was granted reservation benefits from the date of submission of his caste certificate.

2. The caste certificate was held valid on 18.8.2004 and accordingly the petitioner has granted all benefits flowing out of reservation from 18.8.2004.

3. The claim of the petitioner is that it should be granted to him from the date of his initial employment. Rule 11.11 of the Rules governing the grant of such concessions is very clear. It specifically provides that when an employee files a caste certificate duly

validated, he shall be entitled to the benefits of Scheduled Caste reservation from the date of that certificate. The order of 5.9.2005 is completely in consonance with this provision. The claim of the petitioner for grant of benefit from the date prior to the date of the certificate, is untenable in law. Hence, the petition is rejected.